

# REPORT / RECOMMENDATION



**To:** Mayor and Council

**Agenda Item #:** VI.D.2.

**From:** Brian Olson, Director of Public Works

**Action** ☒

**Discussion** ☐

**Date:** October 21, 2014

**Information** ☐

**Subject:** Public Hearings – Special Assessments - Weed Mowing Improvement No. WD-14 – Resolution No. 2014-119

## Action Requested:

Assess the following costs to the property owners for weed cutting services provided at the addresses listed below:

1.	5108 Skyline Dr.	\$ 180.00
2.	5833 Vernon Lane	\$ 555.00
3.	5125 W. 49 <sup>th</sup> St.	\$ 367.50
4.	320 Adams Ave.	\$ 217.50
5.	5017 Hankerson Ave.	\$ 217.50
6.	5329 Interlachen Blvd.	\$ 142.50
7.	4905 Ridge Place	\$ 405.00
8.	6308 Ridgeview Dr.	\$ 105.00
9.	6318 Xerxes Ave.	\$ 105.00
10.	5222 Green Farms Rd.	\$ 330.00
11.	6509 Willow Wood Rd.	\$ 180.00
12.	7120 Mark Terrace Dr.	\$ 142.50
13.	5820 Brookview Ave.	\$ 217.50
14.	6225 France Ave. S.	\$ 142.50
15.	6220 Hanson Rd.	\$ 161.25
16.	6408 W. Shore D.	\$ 105.00
Total		\$3,573.75

The total includes a \$30.00 per property administration fee.

## Information / Background:

The weeds on the 16 properties listed above were cut by the Edina Parks & Recreation Maintenance Department during the late fall of 2013 and summer of 2014. The cost of tractor use and personnel needed to cut the weeds is proposed to be assessed to the property owners.

There is a \$30.00 administration fee for each property, which is included in each total shown above. Taken directly from the City Code:

**1050.05 Maintenance Standards.** *Every owner of property shall maintain the vegetation growing thereon according to the following minimum standards:*

**Subd. 2 Weeds.** *Weeds shall be regularly cut or controlled such that no individual plant shall exceed at any time ten inches in height or length as measured from its base at the ground to the tip of each stalk, stem, blade or leaf. Noxious weeds as defined by the State Commissioner of Agriculture shall be eradicated.*

As a matter of practice, our part-time Weed Inspector employee first attempts to hand-deliver a written notice to the property owner. If the homeowner is not home, the Weed Inspector then attempts to reach the homeowner by phone, which most often takes care of the issue. If the homeowner cannot be reached by phone, then the Weed Inspector mails to the property owner a certified letter explaining that they have 10 days to comply or the City will cut the weeds/vegetation and assess the property. A one-year assessment period is proposed for all 16 assessments listed above.



**RESOLUTION NO. 2014-119  
LEVYING SPECIAL ASSESSMENTS FOR  
IMPROVEMENT NO., WD-14 WEED MOWING**

WHEREAS, pursuant to proper notice duly given as required by law, the Edina City Council has met and heard and passed upon all written and oral objections to the proposed special assessments for improvements listed below:

Weed Mowing Improvement No. WD-14 – Various Properties with the City of Edina

BE IT RESOLVED by the City Council of the City of Edina, Minnesota as follows:

1. Each special assessment as set forth in the special assessments roll on file in the office of the City Clerk for each aforementioned improvement is hereby accepted and shall constitute the special assessments against the lands named therein, and each tract of land therein included in herein found to be benefited by the improvement in the amount of the special assessments levied against it.
2. The special assessments shall be payable in equal installments, the first of said installments together with interest at a rate of 6.5% per annum, on the entire special assessments from the date hereof to December 31, 2015. To each subsequent installment shall be added interest at the above rate for one year on all unpaid installments. The number of such annual installments shall be as follows:

NAME OF IMPROVEMENT		NUMBER OF INSTALLMENTS
Weed Mowing	WD-14 Levy No. 18880	1 year

3. The owner of the property so assessed may, at any time prior to certification of special assessment to the County Auditor, partially prepay an amount not less than 25% of the whole assessment to the City Treasurer and no interest shall be charged on the portion of the assessment prepaid; or pay the whole of the special assessments on such property, to the City Treasurer, except that no interest shall be charged if the entire special assessment is paid before November 25 following the adoption of this resolution and they may, at any time thereafter, pay to the City Treasurer the entire amount of the special assessments remaining unpaid. Such payment must be made before November 15.
4. The Clerk shall forthwith transmit a certified duplicate of these special assessments to the County Auditor to be extended on the property tax lists of the County. Such special assessments shall be collected and paid over in the same manner as other municipal taxes.

Adopted this 21<sup>st</sup> day October, 2014

Attest: \_\_\_\_\_  
Debra A. Mangen, City Clerk

\_\_\_\_\_  
James B. Hovland, Mayor

STATE OF MINNESOTA)  
COUNTY OF HENNEPIN) SS  
CITY OF EDINA )

CERTIFICATE OF CITY CLERK

I, the undersigned duly appointed and acting City Clerk for the City of Edina do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of October 21, 2014, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this \_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
City Clerk